

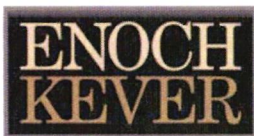


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Bill A. Moore
Direct: 512.615.1204
bmoore@enochkever.com

April 7, 2021

To interested parties in PUC Project No. 51812

Various parties have filed in this Project comments and requests for action regarding pricing, settlement, and potential resettlement in the ERCOT wholesale power markets. In connection with those filings, Luminant is filing the attached Rule 11 agreement between the PUC and Luminant, reached in a proceeding before the Court of Appeals for the Third District of Texas.

Sincerely,

/s/ William A. Moore

William A. Moore

Attachment

ENOCH KEVER PLLC

7600 N. Capital of Texas Highway
Building B, Suite 200
Austin, Texas 78731

P: 512.615.1200
F: 512.615.1198

enochkever.com

March 30, 2021

VIA ELECTRONIC MAIL

Ken Paxton, Attorney General of the State of Texas
Judd E. Stone II, Solicitor General of the State of Texas
P.O. Box 12548
Austin, Texas 78711-2548

Thomas Gleeson, Executive Director of the Public Utility Commission
of Texas
William B. Travis Building
1701 N. Congress Ave.
Seventh Floor
Austin, Texas 78701

Re: *Luminant Energy Company LLC v. Public Utility Commission of Texas*,
03-21-00126-CV

Dear Counsel:

This letter sets forth the parties' Rule 11 agreement concerning Luminant's pending appeal and motion to stay in the above captioned appeal, both of which were filed on March 19, 2021, and remain pending before the Third Court of Appeals in Austin. The parties agree as follows:

- The commissioner who made the challenged statements has resigned and is being replaced.
- The PUC has not prejudged or made a final decision on whether to reprice.
- Luminant and others may continue disputing the pricing through the ADR process.

GIBSON DUNN

Ken Paxton, Attorney General of the
State of Texas
March 30, 2021
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Please indicate by signing below that this accurately sets forth the agreement of the parties, and return an executed copy to me for filing.

Sincerely,

/s/Allyson N. Ho
Allyson N. Ho

COUNSEL FOR APPELLANT

AGREED this 30th day of March, 2021;

/s/Judd E. Stone
Judd E. Stone

COUNSEL FOR APPELLEE

CERTIFICATE OF SERVICE

I hereby certify that, on March 30, 2021, a true and correct copy of the foregoing motion was served via electronic service and electronic mail on the following:

Ken Paxton
Attorney General
Brent Webster
First Assistant Attorney General
Judd E. Stone II
Solicitor General
A. Lee Czocher
Assistant Solicitor General
OFFICE OF THE ATTORNEY GENERAL OF TEXAS
P.O. Box 12548 (MC 059)
Austin, TX 78711-2548
judd.stone@oag.texas.gov
lee.czocher@oag.texas.gov

Thomas Gleeson
Executive Director, Public Utility Commission of Texas
PUBLIC UTILITY COMMISSION OF TEXAS
William B. Travis Building
1701 N. Congress Ave.
Seventh Floor
Austin, Texas 78701
thomas.gleeson@puc.texas.gov

/s/ Allyson N. Ho
Allyson N. Ho